



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| IN THE UNITED STATES PATENT   | AND TRADEMARK OFFICE   |
|---|--|
| In re Application of:   | ) Examiner: J. Phan ) Art Unit: 2872   |
| HEENAN, Sidney A., et al.   | 3 Chamar Carlo   |
| Serial No.: 09/453,327  | I hereby certify that this correspond ence is being deposited with the U.S.                          |
| Filed: December 2, 1999   | Postal Service as first class mail in an \\ envelope addressed to: Commissioner of                   |
| For: RETROREFLECTIVE ARTICLES HAVING MICROCUBES, AND TOOLS AND METHODS FOR FORMING MICROCUBES | Patents and Trademarks, Washington, D.C. 20231, on Aug 24, 2001  Tauttu Efectivi  PAUCETTE HASELTINE |

### AMENDMENT IN RESPONSE TO COMMUNICATION MAILED JULY 3, 2001

Honorable Commissioner of Patents and Trademarks Washington, D.C. 20231

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Dear Sir:

In response to the communication mailed July 3, 2001 in regard to the above-identified application, please amend claim 94 as follows, without prejudice.

An article comprising an array of microcubes in which every (Amended) 94. region of three by three microcubes is nonrulable and in which at least one microcube in a said region of three by three microcubes is rectangular.

#### REMARKS

The foregoing amendment is made in response to the communication mailed July 3, 2001, and in furtherance of the telephone discussion regarding the same held between the





undersigned and Examiner Phan on July 23, 2001, the courtesy of which is acknowledged with appreciation.

The amendment to delete the "pentagonal microcube" species from claim 94 is made without prejudice, and is solely to expedite examination of this application. Applicant expressly reserves the right to reassert one or more claims directed to the deleted subject matter at a later date.

A marked-up version of the claim as amended is submitted herewith.

Respectfully submitted,

Sandra B. Weiss Reg. No. 30,.814

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#### Marked-Up Versi n of Claim 94 Submitted With Amendment

94. (Amended) An article comprising an array of microcubes in which every region of three by three microcubes is nonrulable and in which at least one microcube in a said region of three by three microcubes is rectangular [or pentagonal].

S DAY CHGO

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|-------------------------------|--|------------------------|
| HEENAN ET AL.                 | )  |                        |
| Serial No.: 09/453,327        | )  |                        |
| Filed: December 2, 1999       | )  | FAV. CO.               |
| For: RETROREFLECTIVE ARTICLES | 5)   | FAX COPY RECEIVED      |
| HAVING MICROCUBES, AND        | )  | JUL 2 4 2001           |
| TOOLS AND METHODS FOR         | )  | 17 - 7 2001            |
| FORMING MICROCUBES            | )  | TECHNOLOGY CENTER 2800 |

#### CERTIFICATE OF FACSIMILE TRANSMISSION

The undersigned hereby certifies that this correspondence is being facsimile transmitted on July 24, 2001, to the United States Patent and Trademark Office, Attn: Examiner James Phan of Art Unit 2872 at facsimile number 703-308-7722, and via First Class Mail, postage prepaid on July 24, 2001.

January K- Kaseeline
Paulette K. Haseltine

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Jones, Day, Reavis & Pogue

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